

PLAINTIFFS
(1) KELLY, Roger L., Mr. & Mrs.;
(2) ACKERMAN, Francis, Mr. & Mrs.,
(3) BODMER, R.E., M.D.;
(4) BORDEN, Donald E.;
(5) BRINKMAN, Robert W.;
(6) DeBACA, Larry J.;
(7) GRIMES, J. Timmy;
(8) JENSEN, Wayne E.;
(9) KOONTZ, G.F., Mr. & Mrs.;
(10) KRAL, Charles J., Mrs. & Mr.; out 10/19/89
(11) LUTZ, Stanley, Dr. & Mrs.;
(12) NIELSEN, John W.;
(13) STEIN, Greg.;
(14) THOMAS, Don, Mr. & Mrs.;
(15) THOMAS, Robert G., Mr. & Mrs.;
(16) VISTY, B.J., Mr. & Mrs.;
(17) YOUNG, Melvin, Mr. & Mrs.

JUDGE CAMBRIDGE

DEFENDANTS
(1) ROSENBAUM, WISE, LERMAN, KATZ & WEISS LAW FIRM;
(2) ROSENBAUM, Arthur R.;
(3) WISE, Aaron N.;
(4) LERMAN, Marvin S.;
(5) KATZ, Elliot L.;
(6) LEWIS, Jeffrey S.;
(7) MASUR, Allan, A.; 6/12/87
(8) WEISS, Stephen A.;
(9) FORNEY, Craig;
(10) FORNEY, Kathleen;
(11) TOPOLSKI, Nancy;
(12) BASILI, Raymond;
(13) SCHROEDER, Bradley;
(14) GEWECKE, Alan;
(15) PEARSON, Stanley;
(16) MUSIC LEASING COMPANY, A Division of IFC Leasing Corporation
(17) THE FINANCIAL PLANNING CORP. OF AMERICA

CAUSE
(CITE THE U.S. CIVIL STATUTE UNDER WHICH THE CASE IS FILED AND WRITE A BRIEF STATEMENT OF CAUSE)
15 U.S.C. Sec. 78aa Security Fraud Suit

Related to CV 85-0-493
85-0-779-785 & consolidated re: Pldg. disc. & Mots.

(1-17) James E. Bachman
Christian R. Blunk
BACHMAN & BLUNK
2580 So. 90th St.
Omaha, NE 68124

(10) George T. Qualley/QUALLEY & ASSOCIATES
(9,10) George O. Rebensdor.
10801 Pacific St., Ste. #1
Omaha, NE 68154
393-4233

St. of NE; Dept. of Banking & Finance Bur. of Securities

Robert M. Spire, Atty. Gen.
LeRoy W. Sievers, AAG
2115 State Capitol
Lincoln, NE 68509 471-2682

Robert S. Woodruff
NE Dept. of Banking & Finance
301 Centennial Mall South
Lincoln, NE 68509-5006 471-3445

(19) Daniel E. Klaus 4-B-87
1201 Lincoln Mall, Ste. 102
Lincoln, NE 68508
402-475-5100

(17) P. Shawn McCann
Sodoro, Daly
200 Century Prof. Plz., 7000 SPring St.
Omaha, NE 68106
397-6200

Marvin G. Pickholz 5-30-87
3-31-87
2000 Pennsylvania Aven, NW
Washington, DC 20006
463-7887

(13) W. Russell Bowie 7-31-85
Ashford & Bowie
514 S. 13th St.
Omaha, NE 68102 345-5831

(18) Venteicher, Laughlin, Peterson & Lang
Kelly S. Breen
11306 Davenport Street
Omaha, Nebraska 68154
(330-1900)

(17) Peter G. Wegman
1201 Lincoln Mall, Suite 102
Lincoln, NE 68508

<input type="checkbox"/> CHECK HERE IF CASE WAS FILED IN FORMA PAUPERIS	FILING FEES PAID			STATISTICAL CARDS	
	DATE	RECEIPT NUMBER	C.D. NUMBER	CARD	DATE MAILED

JS-5 May., 1985
JS-6 July, 1989

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. <u>85-0-492</u>
ROGER L. KELLY, et al	ROSENBAUM, WISE, LERMAN, KATZ & WEISS, ET AL	PAGE ___ OF ___ PAGES

DATE	NR.	PROCEEDINGS
		<p><u>Additional D's Cont'd from Page 1</u></p> <p>4-10-87 (18) CARDELL & ASSOCIATED INCORPORATED</p> <p>(19) FINANCIAL PLANNERS EQUITY CORPORATION;</p> <p>(20) DOE, John;</p> <p>(21) DOES, John</p> <p>(9,10, 17)) George Rebensdorf (Daub, Haggart)</p> <p>10801 Pacific St., Ste. 1</p> <p>Omaha, NE 68154 393-4233</p> <p>(Ps 1411) Jerome J. Ortman</p> <p>Suite 201, Westmark Plz</p> <p>10707 Pacific St.</p> <p>Omaha, NE 68114</p> <p>402-393-3013</p> <p>85-0-78 counsel for P</p> <p>Robert J. Becker</p> <p>Stalnacker, Becker et al</p> <p>P.O. Box 24268 II <i>Quaranteer Centre, #325</i></p> <p>Omaha NE 68124 <i>8805 Indian Hills Dr.</i></p> <p><i>Omaha, NE 68114</i></p>

DATE	NR.	PROCEEDINGS
1985		
May 7	1.	Complaint w/req. for Jury Trial at Omaha.
	2.	Praecipe to w/hold summons on Nancy Topolski, Bradley Schrieder & Alan Gewecke. Issued Summons - handed to P's Counsel.
Jun 27	3.	Summons w/retn. (4). Issued Alias Summons (Schroeder)-handed to P's counsel.
Jul 17	4.	D, Financial Planners Equity Corp.'s Mot. to Dismiss for Failure to Plead w/ particularity.
Jul 18	5.	Df Bradley Schroeder's Request For Extension of Time to file answer.
	6.	Clerk's Order that Df Bradley Schroeder granted extension of time to 8/19/85 to answer the complaint. Copies mailed to counsel.
Jul 26	7.	Appearance of Counsel for Ds, Rosenbaum, etal.
	8.	Ds, Rosenbaum, etal's Mot. to Consolidate & Mot. for Ext. of time to answer.
Jul 31	9.	D, Bowie's Mot. to w/draw as counsel for D. Bradley Schroeder.
	10.	Affidavit of W. Russell Bowie.
	11.	Order (CAB) that Mot. of W. Russell Bowie to w/draw as counsel for Schroeder is granted. Cooy mailed to counsel.
	12.	D, Weiss Mot. to Consolidate & Mot. for Ext. of Time.
	13.	Appearance of P. Shawn McCann as counsel for D, Weiss.
Aug 6	14.	W/drawal of W. Russell Bowie as counsel for Bradley Schroeder.
	15.	P's Mot. for Leave to Amend Complaint w/attached Amended Complaint.
	16.	P's Resistance to Financial Planners Mot. to Dismiss.
	17.	D's Mot. for Ext. of time to plead.
Aug 12	18.	Order (CAB) that Dfs Rosenbaum, Wise, Lerman, Katz & Weiss Law Firm, Arthur Rosenbaum, Aaron Wise, Marvin Lerman, Elliot Katz, Jeffrey Lewis, Allan Masur & Stephen Weiss have 20 days from receipt of Amended Complaint from Pls in which to answer. Copies mailed to counsel.
Aug 16	19.	Answer of Df Cardell & Associates, Inc. and Motion To Dismiss Pls' Fourth and Fifth Cause of Action.
	20.	Voluntary Appear. of D, Kathleen Forney.
	21.	Voluntary Appear. of D, Craig Forney.
Aug 20	22.	D's Cert. of Serv. re: Ans. & Memorandum Brief.
Aug 28	23.	P's Mot. for Ext. of Time to Resp. to D's Forney's Obj. to P's Mot. for Leave to Amend.
	24.	P's Mot. for Ext. of Time to Resp. to D, Cardell & Associates' Mot. to Dismiss P's 4th & 5th Causes of Action.
Aug 29	25.	Order (CAB) that D, Financial Planners Mot. (#4) to dismiss is denied as moot; Ps' Mot. (#15) to file amended complaint granted instantner; Mot. to consolidate (#8,12) are granted in part; cases consolidated for pldgs., disc. & mots.; pldgs. to be filed in appropriate files; Mot. for ext. of time (#8,12) are denied as moot, etc. Copies mailed to counsel.
	26.	Amended Complaint.
Sep 4	27.	Ps' Resistance to Mots. to Dismiss by Ds, Cardell & Assoc.

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>85-0-492</u>
ROGER L. KELLY, et al		ROSENBAUM, WISE, LERMAN KATZ & WEISS LAW FIRM, et al	PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
<u>1985</u>			
Sep 13	28.	Order (CAB) that P's Mot. (#23&24) are denied. Copy mailed to counsel.	
Sep 19	29.	Df Cardell & Associates, Inc.'s Amended Answer and Motion To Dismiss Fourth and Fifth Causes of Action of Amended Complaint.	
	30.	Df Cardell & Associates, Inc.'s Motion To Dismiss Fourth and Fifth Causes of Action of Amended Complaint.	
Sep 27	31.	P's Resistance to Mot. to Dismiss the 4th & 5th Causes of Action of Amended Complaint by Cardell & Associates, Inc.	
Oct 10	32.	P's Amended Complaint.	
Nov 18	33.	Dfs Craig Forney and Kathleen Forneys' Motion To Dismiss For Failure to Plead With Particularity.	
Dec 2	34.	P's Resistance to Mot. to Dismiss for Failure to Plead w/particularity by Craig Forney & Kathleen Forney.	
Dec 13	35.	Mot. of Ds, Rosenbaum, Wise Law Firm; Rosenbaum; Wise; Lerman; Katz, Lewis; Masur & Weiss to Dismiss Complaint & Amended Complaints.	
	36.	Ds. (#35) Req. for Oral Arg.	
	37.	Ds. (#35) Mot. to Consolidate & Mot. for Ext. of time.	
	38.	Ds' (#35) Filing of Documentary Evidence in Support of Mot. to Dismiss.	
Dec 16	39.	St. of NE, Dept. of Banking & Finance Burea of Securities' Mot. for leave to file Brief as an Amicus Curiae.	
<u>1986</u>			
Jan 16	40.	cases Order (CAB) that Mot. to consolidated/is granted in part only for the purposes of Pldgs., Disc., & Mots.; Mot. of certain Ds for ext. of time to ans is granted Mot. of State of Ne. Dept. of Banking for leave to file brief is granted. Copy mailed to counsel.	
Jan 31	41.	Pls' Resistance to Motion To Dismiss Complaint against Dfs Rosenbaum, Wise Law Firm, Arthur Rosenbaum, Aaron Wise, Marvin Lerman, Elliot Katz, Jeffrey Lewis, Allan Masur and Stephen Weiss.	
	42.	Pls' Request For Oral Argument on their Motion of Resistance.	
	43.	Pls' Filing of Documentary Evidence In Support of Resistance of Dfs' Motion to Dismiss.	
Feb 12	44.	Ds, Rosenbaum, etal's Mot. for leave to file reply memorandum.	
Mar 3	45.	Order (CAB) that Ds' Mot. for leave to submit reply brief granted by 3-3-86. Copies mailed to counsel.	
	46.	Ds, Rosenbaum, etal's Amended Mot. for leave to file reply memorandum.	
Mar 6	47.	Pls' Certificate of Service of Request to Produce.	

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PLAINTIFF		DEFENDANT	DOCKET NO. _____ PAGE ____ OF ____ PAGES
DATE 1986	NR.	PROCEEDINGS	
Mar 24	48.	Pls' Mot. for Leave to File Brief in resistance.	
	49.	Pls' Filing of Documentary Evidence in support of resistance.	
Jun 17	50.	P's Mot. for Leave to File a Suppl. Meme. Brief.	
Jun 18	51.	Order (CAB) that Ps' motion to submit suppl. memo. brief is granted. Ds shall have 7 days from date of this Order to submit a responsive brief if they so choose. Copies mailed to counsel.	
Jul 10	52.	Appearance of Christian R. Blunk as counsel on behalf of Ps.	
Aug 13	53.	Rosenbaum Ds' Mot. for Leave to File Supplemental Surreply Memorandum.	
Aug 19	54.	P's Resistance to D's Rosenbaum, et al Mot. for Leave to file a suppl. surreply memo.	
Aug 29	55.	Order (CAB) that Ds' Mo.t. (#53) is sustained; leave to serve suppl. memo is granted. P's Resistance (#54) is overruled. Copy mailed to counsel.	
	56.	Order (CAB) that Mots. in CV 85-0-492; Mot. (#30) is denied; Mot. (#33) is denied; (#35) is denied; (#36) is denied; (#42) is denied; (#46) is granted; Mot. (48) is granted. Copy mailed to counsel.	
Sep 8	57.	Ds' Rosenbaum Law Firm, Rosenbaum; Wise; Lerman, Katz; Lewis; Masur & Weiss' Answer to Amended Complaint.	
Sep 17	58.	Scheduling Order (CAB) for 9-25-86 @ 9:30. Copy mailed to counsel.	
Sep 26	59.	Order (CAB) that progression order be entered & order on RICO claims.	
	60.	Order (CAB) that Ps to file w/in 20 days, a RICO case stmt., etc. Copies mailed.	
Sep 29	61.	Progression Order (CAB) - Trial set at 9/87 J session; PTC-DLP, 8/19/87 @ 11:00 A.M.; Settle.-RCP, 6/3/87 @ 11:00 A.M.; Disc. 7/24/87; Mots. 4/24/87; Status 3/27/87 w/ltr. Copies mailed.	
Oct 16	62.	Ps' Applic. for Ext. of Time to Resp. to the RICO Case Statement.	
Oct 24	63.	P's Rico Case Statement w/attachment (In Env.)	
Oct 27	64.	P's addendum to rico case statement.	
Oct 28	65.	Order (CAB) that Ps' mot. for ext. of time granted. Ps shall file their RICO case statement w/in 10 days of date of this order. Copies mailed.	
Dec 8	66.	D's Not. of Serv. Consolidated Req. for Prod. of Doc. & Cons. Interrog.	
1987			
Mar 11	67.	P's Mot. for Order Compelling Disc.	
Mar 18		RMD PC re; status Mailed to counsel.	

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PLAINTIFF		DEFENDANT	DOCKET NO. <u>85-0-492</u>
Roger Kelly		Rosenbaum, Wise	PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
<u>1987</u>			
Mar 27	68.	P's Cert. of Serv. re: Req. for Prof. of Doc.	
	69.	Ps' Status Rpt.	
	70.	Jt. Stip. for Dismissal.	
Mar 30	71	D, Financial Planners, Status Report.	
Mar 30	72.	Certain Ds' Status Report.	
April 1	73.	D, Gardell & Asso. Status Report.	
Apr 3	74.	Order (CAB) that Ps' Mot. to compel granted; w/in 10 days, Ps to make inspection of docs; w/in 20 days, Ds to respond to Ps' Req. Copies mailed.	
Apr 7	75.	Copy of remind ltr (CAB) re status report.	
Apr 10	76.	Order (CAB) that action dismissed w/prej as to D, Financial Planners Equity Corp, ea, pay own costs. Copies mailed to counsel.	
Apr 15	77.	Ds, Forney & Fin. Planning Corp. of Amer. Status Rpt.	
Apr 24	78.	Ps' Not. to Take Depos. re: Marvin Lerman	
	79.	Ps' Not. to Take Depos. re: Jeffrey S. Lewis.	
	80.	Ps' Not. to Take Depos. re: Stephen A. Weiss	
	81.	Ps' Not. to Take Depos. re: Arthur Rosenbaum.	
Apr 27	82.	Mot. of M. Pickholz to w/draw as counsel for Ds' Rosenbaum, et al	
	82.	Rosenbaum Wise, et al Ds' Not. to take depos. re: Certain individuals.	
Apr 28	84.	Ds' Not. of serv. Req. for Prod. of Doc.	
	85.	Ds' Not. of serv. Interrog.	
Apr 30	86	Jt Mot & Stip for Order rescheduling progression.	
May 1	87.	Mot. of Atty. Bachman & Blunk to w/draw as counsel for Ps, Ackerman.	
May 8	88.	P's Not. to take depos. of Stanley Pearson.	
May 14	89.	D, Masur's Mot. for SJ.	
	90.	D, Masur's filing of evid. in support of Mot. for SJ.	
May 14	91	Amended Prog. Order (CAB) J; Trial 1-88; PTC 12-2-87 @ 9:00; Disc. 11-27-87; Mots 8-28-87; Status 7-31-87. Copy mailed to counsel & JBJ.	
May 20	92.	Order (CAB) that Mot. (#87) will be granted upon Ps' counsel filing w/Ct. not of w/drawal. Copy mailed to counsel.	
	93	Order (CAB) That Mot. of M. Pickholz to w/draw as counsel for Ds' Rosenbaum, et al is granted. Copy mailed to counsel.	
May 27	94.	Ds;Not. of w/drawal of Atty. Pickholz as counsel.	

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DATE	NR.	PROCEEDINGS	
1987 Jun 4	95.	Cert. of Rptr., re: various depos. for all cases. Copy mailed to SD.	
June 8	96	Cert of Rept re: depos of Shirley Ebert	
	97	Cert of Rept re: depos of Robert Ebert. Copy mailed to SD	
June 12	98	Order (CAB) D, Masur, Mot for S/J granted; Masur dismissed as def. Copy mailed to counsel & SD	
June 15	99.	C. Blunk & J. Bachman w/drawal as counsel for Mr. & Mrs. Ackerman.	
Jun 18	100.	Ds' Not. of serv. Resp. & Obj. to Req. for Prod. of Doc. Copy to SD.	
June 23	101.	Ds' Not to take depos re: certain individuals.	
June 30	102.	Bachman & Blunk Mot to w/draw as counsel.	
	103	Ps' Mot to compel ans to questions propounded upon oral exam.	
	104	Ps Not to take depos re: certain ind.	
	105	Ps Not of ser req for adm.	
	106	Ps Not of Ser interros	
	107	D, Masur, Mot to correct order of 6/12/87.	
Jul 6	108.	Order (CAB) that #107 granted; D, Maser references amended to Masur.	
	109.	Order (CAB) that #102) to w/draw of Bachman & Blunk granted upn filing Not. & Proof of serv. by cert. mail. Copies mailed.	
July 14		Sent RMD - PC re status report due 7/31/87.	
Jul 21	110.	Atty-Ds' Status Rpt.	
Jul 23	111	Order (CAB) that Ps' Mot. 103 is referred to Omaha Mag. Copy mailed to counsel	
July 29	112	Ds' doc. evidence re: mot to compel ans to questions.	
Aug 3	113	Ps' Status Report.	
Aug 18	114	Memo. & Order (RGK) that #103 is granted. Copy mailed to counsel.	
Sep 10	115.	Ps' Cert. of Serv. re: Ans. to Interrog.	
	116.	Ps' Cert. of Serv. re: Resp. to Req. for Prod. of Doc.	
Sep 28	117.	Cert. of Rpt. re: Depos. of Mr. & Mrs. Greg Stein.	
	118.	Cert. of Rpt. re: Depos. of Frank McKenize, Jr.	
	119.	Cert. of Rpt. re: Depos. of Mr. & Mrs. Ralph Wolverton.'	
	120.	Cert. of Rpt. re: Depos. of R.B. Loomis.	
	121.	Cert. of Rpt. re: Depos. of Mary Jane Wiederspan.	
	122.	Cert. of Rpt. re: Depos. of Ronald Rodney.	
	123.	Cert. of Rpt. re: Depos. of Mr. and Mrs. Joseph Beister.	
	124.	Cert. of Rpt. re: Depos. of Mr. Kenneth Lang & Ms. Larhae Lang.	
	125.	Cert. of Rpt. re: Depos. of Mr. & Mrs. Ronald Galusha.	
	126.	Cert. of Rpt. re: Depos. of Beverly Andig.	
	127.	Cert. of Rpt. re: Depos. of Mr. & Mrs. Lloyd Johnson.	
	128.	Cert. of Rpt. re: Depos. of Mr. & Mrs. Emil J. Radik, Jr	

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PLAINTIFF		DEFENDANT		DOCKET NO. _____
Roger Kelly, etal.		Rosenbaum, etal. 85-0-492		PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS		
1987				
Nov 3	129.	Cert. of Rptr., re: Depos. of Diann & Melvin Young.		
	130.	Cert. of Rptr., re: Depos. of Mr/Mrs Glen Driscoll.		
	131.	Cert. of Rptr., re: Depos. of Soren Sorensen.		
	132.	Cert. of Rptr., re: Depos. of Donald & Vivian Thomas.		
	133.	Cert. of Rptr., re: Depos. of Robert E. McCardle.		
	134.	Cert. of Rptr., re: Depos. of William & Charlene Galusha.		
	135.	Cert. of Rptr., re: Depos. of David L. Mahoney.		
Nov 19	136	Cert. of Rpt re: Depos. of Dr. & Mrs. Robert E. Bodmer (Orig in CV 85-0-492)).		
	137	Cert. of Rpt. re: Depos. of Mr. & Mrs. Robert W. Brinkman (Orig. in CV 85-0-492).		
	138	Cert. of Rpt. re: Depos. of Emil J. Radik, Jr. (Orig. in CV 85-0-492).		
	139	Cert. of Rpt. re: Depos. of Russell Nash & Salla Nash (Orig. in CV 85-0-492).		
	140	Cert. of Rpt. re: Depos. of Robert E. & Eidth W. Malone (Orig. in CV 85-0-492).		
Dec 2	141.	Ps' Mot & Stip for Order re resched progression.		
Dec 8	142.	Reassignment Order (LES) to RHB. Copy mailed to counsel.		
	143.	Progr Order (LES): Trial 4-88; PTC 4-4-88 @ 1:30, etc. Copy mailed to counsel.		
1988				
Jan 8	144.	Cert of repts of depos re Mr. & Mrs. William Sullivan.		
March 7	145.	Reporter's Certificate deposition of Richard L. Pfeifer and Phyllis M. Pfeifer taken on 02/09/88.		
Mar 24	146.	Reporter's Cert re depo of Mr. and Mrs. Dale Koester		
Apr 4	147.	O (RGK) that parties to file Jt Mot re status report, etc. Copies mailed.		
Apr 12	148.	Jt Mot & stip for O resched Prog and status rpt.		
Apr 21	149.	Memo & O (RGK) that all counsel to appear before RGK 4/28/88 @ 1:30 p.m., etc. Copies mailed.		
April 28	150.	D, Cardell & Assoc. Suggestion in BANKruptcy.		
Apr. 28	151.	Courtroom Minutes (RGK) hearing on Pretrial, recording log.		
May 10	152.	Prog. Order (RGK): Status 6-15-88; Disc. 2-15-89; PTC b/4 RGK 3-15-89 Trial 4-1-89. Copy mailed.		
May 23	153.	Order (RHB) that CARDell & associates are stayed as def. Copies mailed.		
July 1	154.	Ps' Status Report.		
July 18	155	Ps mot for leave to amd complaint <u>w/original attch.</u>		
July 27	156.	Ds, Rosenbaum, Not to take depos re certain ind.		
August 2	157.	Rept cert of depos re Mr. and Mrs. Donald Mahoney.		
August 5	158.	Ps status report.		

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PLAINTIFF		DEFENDANT	DOCKET NO. <u>85-04</u>
KELLY		ROSENBAUM	PAGE ____ OF ____ PAGES
DATE 1988	NR.	PROCEEDINGS	
Aug 15	159.	Memorandum & Order (RGK) - IT IS ORDERED: 1. Mot. to file amended complaint granted; 2. Within 5 working days, P shall file the orig. of the Amended Complaint, etc. Copies mailed.	
	160.	Amended Complaint.	
Aug. 17	161.	Ps' Notice of Serving Declaration of Expert Witnesses.	
Aug 19	162.	Ps amd complaint.	
Sept. 9	163	Reporter's Cert. of Depos. of George F. & Laura J. Koontz.	
Sept. 9	164.	Ps' Status Report. (mailed to Judge Battey)	
Oct. 5	165.	Reporter's Cert. of Depos. of John T. Grimes.	
	166.	Reporter's Cert. of Depos. of Gordon & Aymra Schwartz.	
10/21/88	167.	STATUS REPORT of Ps.	
11/15/88	168.	REPORTER'S CERT. of Depos. of Robert M. and Sally I Juon.	
	169.	REPORTER'S CERT. of Depos. of Arthur and Patricia Pearrow.	
	170.	REPORTER'S CERT. of Depos. of Mr. and Mrs. Jensen.	
	171.	REPORTER'S CERT. of Depos. of Don and Marilyn Ebert.	
11/29/88	172.	NOTICE of Serving Interrogs. and Req. for Prod. to Newly Added Ps by Ds.	
12/8/88	173.	STATUS REPORT of Ps. (Original in File CV 85-0-492) Copy to Judge Battey.	
12/13/88	174.	REPORTER'S CERT. of Depos. of Mr. & Mrs. Dan Simpson.	
	175.	REPORTER'S CERT. of Depos. of Larry & Suzann DeBaca.	
	176.	REPORTER'S CERT. of Depos. of Ben David and Priscilla Lee. (Original pleadings in CV 85-0-492)	
1/4/89	177.	ANSWER to Amended Complaints & 2nd Amended Complaints by Ds, Rosenbaum, et al. Copy to Judge Battey.	
1/17/89	178.	MOTION to compel disc & mot for sanctions for plfs' failure to make or cooperate in discovery by dfts Rosenbaum et al.	
	179.	MOTION for SJ by dfts Rosenbaum et al.	
	180.	MOTION for add'l time to submit brief in support of mot for SJ, etc. by dfts Rosenbaum et al.	
	181.	MEMO & ORDER (RGK) that WGC to assume trial resp for NE cases & Judge Battey to assume trial resp for SD cases; CV 85-0-492 tried 1st; CV 85-0-492 trial '89 J term; PTC 3/15/89 @ 9:00 am. b/4 RGK; prev prog order #85 remain same; no bifurcation is ordered. CCAP	
01/17/89	182.	MOT to compel D-Arthur R. Rosenbaum to answer questions re financial situation by Ps. Copy to Judge Battey.	
1/30/89.	183.	NOTICE OF Depos. of Frank Gaines 2/9/89 by D. - Rosenbaum., et.al.	
	184.	NOTICE of Depo of Alan Gewecke 1/30/89 by D. - Rosenbaum, et. al.	
	185.	NOTICE of Depo of Raymond Basili 2/1/89 by D. - Rosenbaum, et. al.	
	186.	NOTICE of Depo of Brad Schroeder 2/6/89 by D. - Rosenbaum, et. al.	

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PLAINTIFF	DEFENDANT	DOCKET NO. 85-0-492
ROGER L. KELLY et al	ROSENBAUM, WISE, LERMAN, KATZ & WEISS, ET AL	PAGE ____ OF ____ PAGES

DATE	NR.	PROCEEDINGS
2/1/89	187.	MOTION & Stip for ext. of brf time & doc evidence submitted to 2/15/89 by Ps & Ds Rosenbaum Law Firm et al., copy mailed to J-Batthey
02/01/89	188.	ORDER (RGK) grtg extension of time to 2/15/89 to submit brfs in sup of Mot for SJ; brfs in sup of Mot to Compel Disc & doc evidence in sup of the Mots. CCAP. Copy to Batthey
2-17-89	189.	CERT OF RPT. re:depos.of Martin
02/17/89	190.	MOTION & STIP for ext of brfing time & documentary evid submittal by Ps & Ds-Rosenbaum, et al.
	191.	ORDER (RGK) that the time to submit brfs in supp of the mtn for SJ, brfs in supp of mtn to compel disc & documentary evid in supp of mtns is ext to 3/6/89. This O does not pertain to S.D. cases as RGK has not been designated to sit on the S.D. cases. CCAP & J. Batthey.
	192.	ORDER (RGK) that mtn to compel is denied, w/o prej. CCAP & J. Batthey.
02/21/89	193	NOTICE to take depos of Arthur R. Rosenbaum, Elliott Katz, Aaron N. Wise Marvin Lerman and Stephen Weiss by Ps.
02/22/89	194.	MOTION for Order to compel attendance/Sanctions by Ps. Copy to Batthey.
02/24/89	195.	MOTION for Prot. Order/Resch. Prog./Compel by Ds, Rosenbaum, et al. Copy to Batthey.
02/27/89	196.	MINUTES b/4 RGK - Hrg., re: Mot. to Compel & Prot. Order - Hrg. set 3-7-89, 1:30 Disc. Cf; PTC 3-24-89, 2:30. Copy to Batthey.
	197.	LIST of Exhibits.
03/01/89	198.	MOTION to w/draw by Atty Rebensdorf of Forney's. Copy to Batthey.
	199.	NOTICE to take depos. of numerous indiv. by Ps. Copy to Batthey.
	200.	NOTICE of serv. Not. to take depos. by Ps. Copy to Batthey.
03/02/89	201.	MEMO & ORDER (RGK) that Mots to Compel/Sanctions grtd in part/denied in part; No Sanc grtd; Mot for Prot. Ord. denied; Mot for Amend Prog. Ord-held in abeyance; Setting depos. scheduled; PTC 3/24/89, 2:30, etc. CCAP. Copy to Batthey.
3/3/89	202.	REASSIGNMENT ORDER (LES) that case reassigned from J-Batthey to J-Cambridge for disposition. CCAP copy to Batthey
	203.	MOT to Compel by Ps'
3/6/89	204.	NOT to Take Depo of Craig Forney by D's
3/7/89	205.	MINUTES b/4 RGK - Hrg on Disc CF & P's mot to compel denied w/out prej. brf- sched set.
3/7/89	206.	LIST OF EXHIBITS w/attachments
3/9/89	207.	MOTION for relief fr. Memo & Order of 2-27-89 by Rosenbaum Ds.
	208.	MEMO & ORDER (RGK) that Mot. of Ps to compel testimony of lawyer/Ds re: financial status is denied. CCAP.
03/10/89	209.	MINUTES (RGK) Hrg on D's Mot for Relief from 2/27/89 Ord.
	210.	LIST OF EXHIBITS (orig in 492).
	211.	MEMO & ORDER (RGK) that Mot for Relief fr. 2/27/89 Ord is denied w/o prej. CCAP.

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>85-0-</u>
<i>Kelly</i>		<i>Rosenbaum</i>	PAGE <u> </u> OF <u> </u> PAGES
DATE	NR.	PROCEEDINGS	
03/17/89	212.	MOTION to strike D-Rosenbaum, et al., designation of exp withn by Ps. Copy to Battay	
	213.	NOTICE of serv obj to inspection or copying of designated docs by Qualley.	
3/27/89	214.	MEMO & ORDER (RGK) that disc. deadline for Kelly case is 6/2/89; final PTC :/ . / 6/12/89, 1:30; depos. of Qualley, Wiedeman & Wies by 4/10/89; depos. of Nielson by 4/14/89; Req. doc. in Kelly case by 4/28/89; lawyer/Ds depos. during 4/17/89 wk w/hrs. set; Ps suppl. exp. desig. by 5/8/89; Ds supp. 5/24/89; Ps rebuttal by 5/29/89; Depos. of Ps' experts by 5/15/89; Ds experts 5/29/89; wk. of 5/22/89 disc. re: SD Brown case; Ps' Mot. to strike experts - denied; req. for sanctions reserved; these cases stayed as to Ds Cardell & Assoc; K. Forney; C. Forney & R. Basili. CCAP.	
	X		
4/10/89	215.	CRT REPRTS Cert of Depo of Frank H. Gaines for D.	
	216.	CRT REPRTS Cert of Depo of Dr. Franklin and Debbie Jo Dobson for Ds	
4/11/89	217.	REPORTER'S CERT. of depo of Raymond Basili.	
	218.	REPORTER'S CERT. of depo of George Qualley.	
	219.	REPORTER'S CERT. of depo of John Nielsen.	
	220.	REPORTER'S CERT. of depo of Alan Gewecke Vol II.	
4/18/89	221.	REPORTER'S CERT re: depo of Alan Gewecke.	
4/20/89	222.	REPORTER'S CERT. of depos of Marvin Lerman.	
05/10/89	223.	MOTION for relief from Prog Ord by Ps. (Mr. Stamper to provide oral testimony at other designated time rather than week of 5/15/89) original filed in 85-0-492.	
5/11/89	224.	NOTICE of serv resp & obj to Ps' 3rd req for prod of docs by Ds Rosenbaum, et al.	
05/12/89	225.	MINUTES (RGK) hrg on oral argmnt (Filing #223); P's to have J. Harlan Stamper avail for depo no later than 5/21/89; written O forthcoming.	
	226.	LIST OF EXHS.	
	227.	MEMO & ORDER (RGK) that Ps' mot for relief fr prog O grntd & den in part; Ps make experts avail for depo by 5/21/89; depo for exp in KC, Missouri may take plc there. CCAP.	
5/18/89	228.	MOTION to compel disc by Ps MR & MRS Roger Kelly, et al.	
5/22/89	229.	MOTION to strike Ps desig of expert witness, mot to compel disc., and sanctions by Ds.	
	230.	AFFIDAVIT of P. Shawn McCann	
05/23/89	231.	MINUTES (RGK) hrg on filing ' 228 & 229; P's Mot (filing #228) denied in part & grtd in part as reflected on Ct record. Order forthcoming on filing #229.	
	232.	LIST of exhibits.	
	233.	NOTICE to take records depo of Jack E. Herstein by Ds Rosenbaum, et al.	
	234.	REQ for Prod. of Doc. by Ds, Rosenbaum, et al.	
	235.	NOTICE to take depos. of Larry Hartman by Ds, Rosenbaum, et al.	
	236.	NOTICE to take depos of Jack or Patti Herstein by Ds, Rosenbaum, et al.	

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PLAINTIFF		DEFENDANT	DOCKET NO. <u>85-0-492</u>
Kelly		Rosenbaum	PAGE ____ OF ____ PAGES
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5/23/89	237.	NOTICE to take depos. of Debra Bolinger by Ds, Rosenbaum, et al.	
	238.	NOTICE to take depos. of William Johnson by Ds, Rosenbaum, et al.	
	239.	NOTICE to take depos. of J. Harlan Stamper by Ds, Rosenbaum, et al.	
05/25/89	240.	MOT to strike any design of expt witnesses of D-Rosenbaum, et al. by Ps.	
	241.	ORDER (RGK) that filing #240 set for hrg on 5/26/89 at 3:00 p.m. CCAP.	
	242.	NOTICE of serv Ds' designation of expt witnesses by D-Rosenbaum, et al.	
5/26/89	243.	NOTICE of serv. Declar. of exp witnesses by Ps.	
	244.	NOTICE of serv. Req. for Prod. of Doc. by Ps.	
	245.	MINUTES b/4 RGK - Hrg. on Mot. to strike exp. witnesses by P - submitted;	
	246.	LIST of Exhibits.	
5/30/89	247.	DEPOS OF J. Harlan Stamper by Ds (original in file)	
	248.	MEMO AND ORDER (RGK) re: P's mot to compel (#228) is grntd and denied in part; D's mot to strike P's desig of exprt wtms, mot to compl disc & for sanctions (#229) is generally denied except that P's counsel shall supply D's counsel w/copy of all docs pertaining to Mr. Stamper's opinion; Clrk to file Stamper depo; P's mot to strike D's desig of expt wtms (#240) is generally denied - 1 exprt stricken; 3 exprts may be called; P's have to 6/6/89 to srv rebuttal. CCAP	
06/01/89	249.	ORDER (RGK) that mtn of George O. Rebensdorf to w/draw as cnsl for Craig & Kathleen Forney is grtd, contingent upon compliance w/ Local Rules of Prac. CCAP.	
06/02/89	250.	MOTION to strike exp with test of Mr. Barry Lake & Mr. Julian Kornfeld by Ps.	
	251.	NOTICE to take depo of Truth Verification Service by Ds Rosenbaum, et al.	
	252.	MINUTES bef. RGK re mot to strike & mot to reconsid; P's mot to strike den in part; D's mot to reconsid grntd; P given to 6/9/89, 12:00 for rebuttal design; Mr. Cornfeld & Mr. Lake will be produced in Oma.	
	253.	LIST of exh.	
6/5/89	254.	REPORTER'S CERT. of depo of Jack E. Herstein.	
	255.	REPORTER'S CERT. of depo of Marvin Lerman.	
	256.	REPORTER'S CERT. of depo of Stephen A. Weiss.	
	257.	REPORTER'S CERT. of depo of Elliott Katz.	
	258.	REPORTER'S CERT. of Depo of George Qualley.	
	259.	REPORTER'S CERT. of Depo of Susan Gresser Rosmarin.	
06/05/89	260.	MOTION to reconsider O of 5/30/89 etc by Ds - Rosenbaum, et al.	
	261.	MEMO & O (RGK) that #250 denied; #260 denied except that D not obligated to strike an exp & D may call 4 prev design exps; Ps to serv rebuttal exp stmnt by noon 6/9/89; D - Rosenbaum firm supply for depo in Omaha, NE. CCAP.	
06/08/89	262.	CERT of depo of John Uhrich.	
	263.	CERT of depo of J. Harlan Stamper.	
	264.	CERT of depo of Barry Lake.	
06/13/89	265.	MOTION to consolidate common issues of law & mtn for sep T of the statute of limitations, reliance, damage & RICO issues by Ds - Rosenbaum, et al.	

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DATE	NR.	PROCEEDINGS	
06/13/89	266.	MOTION for bifurcated T on the issue of statute of limitations by Ds - Rosenbaum, et al.	
	267.	MOTION in Limine by Ps.	
6/16/89	268.	NOTICE and settlement and Order (RGK) re: that parties have 30 days from 0 to file jnt stip for dism; absent compliance - these cases may be dismd w/out further notice; any PTC or T sched is cancelled. CCAP	
	269.	MINUTES b/4 RGK re: Settlement agreement on record tape to be sealed.	
	270.	MOTION to disqualify counsel Jerome E. Bachman and Christian Blunk from case by D-Rosenbaum etc	
	271	APPEARANCE of counsel - Jerome J. Ortman for Ps Rosenbaum and Lutz;	
6/19/89	272.	REPORTER'S cert of depo of Hubert Shields & Phyllis Shields.	
	273.	REPORTER'S cert of depo of Barry K. Lake.	
	274.	REPORTER'S cert of depo of John Uhrich.	
	275.	REPORTER'S cert of depo of Kenneth & Mercedes Stierwalt.	
	276.	REPORTER'S cert of depo of Alton Power.	
	277.	REPORTER'S cert of depo of James Dean.	
	278.	REPORTER'S cert of depo of Julian P. Kornfeld.	
	279.	REPORTER'S cert of depo of Aaron Wise.	
7/6/89	280.	REPORTER'S CERT. of depo of George Qualley.	
7/17/89	281.	APPEARANCE of George Qualley as cnsl for Ps Charles J. & Susan K. Kral.	
07/24/89	282.	JOINT STIP for dism w/prej; each pty bear own costs; complete record waived.	
	283.	ORDER (WGC) that Compl as amend of all Ps exc. Ackerman & Kral dism w/prej; each pty pay own costs; Compl as amend of Ackerman & Kral dism w/prej; each pty pay own costs for fail to appear @ PTC. CCAP.	
		CLOSED ON JS & PC	
7/26/89	284.	MOTION for Relief from Ord of 7/24/89 by Ps-C. J. & S. K. Kral.	
07/31/89	285.	AFFIDAVIT of Susan Kral.	
08/09/89	286.	NOTICE to take depo of Christian R. Blunk by Ds - Rosenbaum, et al.	
	287.	NOTICE to take depo of James E. Bachman by Ds - Rosenbaum, et al.	
8/10/89	288.	MEMO & ORDER & Mag's F & Rs re: Robert Becker enter his appear for Geschwenders Recommend to WGC that cases CV 85-0-493 (Prelle) 85-0-785 and 87-0-64 for Hargus and 85-0-785 and 87-0-64 for John Hrbek be dismd w/out prej. CCAP	
8/11/89	289	ORDER (RGK) that Filing #284 (P Kral mot for rlf frm 0) is set for hrng 8/21/89 at 1:30 p.m. CCAP	
08/14/89	290.	ORDER (RGK) that oral argmnt prev set 8/21/89 has been reset to 8/24/89 @ 1:30. CCAP.	
08/24/89	291.	MINUTES (RGK) hrg on #284; evid by P; recomm coming.	
	292.	LIST OF EXHIBITS.	

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08/30/89	293.	MAGIS'S F & R (RGK) recommended to WGC that filing #284 grtd & M/M Kral dismissed w/o prej, each party to bear own costs. CCAP
09/01/89	294.	CERT/RPTR re: depo of James E. Bachman.
10/19/89	295.	ORDER (WGC) that Magis' F & R adopted; #284 grtd; clms of Charles J. & Susan K. Kral dism w/o prej; each pty bear own costs. CCAP.
	296.	JUDGMENT (WGC) that Magis' F & R adopted; #284 grtd; clms of Charles J. & Susan K. Kral dism w/o prej; each pty bear own costs. CCAP.
10/29/90		MLD exh to Df. sam
10/31/90	297.	RECEIPT for exh by Df. sam
11/1/90	298.	RECEIPT for exh by P. kg
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DATE	NR.	PROCEEDINGS	